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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

25 UNITED STATES OF AMERICA,

26 Plaintiff,

27 v.

28 GEORGE WASHINGTON SIMS, III,

29 Defendant.

30 No. 2:21-cr-00026-GMN-BNW

31 **Motion for Production of Detainees**

32 The United States of America respectfully requests that the Court issue an order
33 directing the United States Marshal Service (USMS) to produce GEORGE
34 WASHINGTON SIMS, III, and SHARLOTTE HOLLY at Las Vegas Courtroom 3B on
35 September 7, 2021, at the hour of 9:00 a.m. for a Rule 15 Deposition. In support the
36 government states the following:

37 1. On August 3, 2021, material witness HOLLY was ordered detained. *See*
38 ECF No. 108. Ms. Holly's U.S. Marshal number is 52334-509. Upon being ordered

1 detained, Ms. Holly made a Rule 15 motion for deposition. *See* ECF No. 106. On the
2 same day, the Court ordered the deposition to be held on August 25, 2021, at 9 a.m. in
3 person.

4 2. On August 18, 2021, the deposition scheduled for August 25, 2021, was
5 vacated until it could be rescheduled. *See* ECF No. 120.

6 3. On August 23, 2021, the Court rescheduled the deposition to take place on
7 September 7, 2021, at 9 a.m., in Courtroom 3B. *See* ECF No. 126.

8 4. Rule 15 of the Federal Rules of Criminal Procedure states:

9 (c)(1) *Defendant in Custody.* Except as authorized by Rule 15(c)(3), the officer
10 who has custody of the defendant must produce the defendant at the
11 deposition and keep the defendant in the witness's presence during the
12 examination, unless the defendant:

13 (A) waives in writing the right to be present; or

14 (B) persists in disruptive conduct justifying exclusion after being
15 warned by the court that disruptive conduct will result in the
16 defendant's exclusion.

17 FED. R. CRIM. PRO. 15 (C)(1).

18 5. Defendant SIMS is currently in the custody of the USMS. *See* ECF No. 8.
19 SIMS' U.S. Marshal number is 21345-509. SIMS has not waived his right to be present in
20 Court and has indicated he wishes to be present in person at the deposition.

21 6. The government further requests the Court to order the USMS to ensure
22 that SIMS and Ms. Holly are not transported together and remain separated while at the
23 Courthouse except when Ms. Holly is testifying during the deposition in front of SIMS.
24 *See* ECF No. 30 (No Contact Order).

Accordingly, the Government requests a court order requiring the USMS to produce both the defendant, GEORGE WASHINGTON SIMS, III, and the material witness, SHARLOTTE HOLLY, for the purpose of a Rule 15 deposition on September 7, 2021, at the hour of 9:00 a.m., in Courtroom 3B.

Respectfully submitted this 23rd day of August, 2021.

CHRISTOPHER CHIOU
Acting United States Attorney

/s/ Bianca R. Pucci
BIANCA R. PUCCI
LISA C. CARTIER-GIROUX
Assistant United States Attorney

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,
Plaintiff,
v.
GEORGE WASHINGTON SIMS,
Defendant.

No. _____

Order for Detainee Production –
GEORGE WASHINGTON SIMS, III

(U.S. Marshal number 21345-509)

Upon reading the petition of the United States Attorney for the District of Nevada, and good cause appearing therefore,

IT IS HEREBY ORDERED that the United States Marshall Service shall produce of the body of GEORGE WASHINGTON SIMS, III, before the United States District Court at Las Vegas, Nevada, on September 7, 2021, at the hour of 9:00 a.m., in Courtroom 3B, for a Rule 15 deposition of a material witness, and any further proceedings and from time to time and day to day thereafter until excused by the said Court.

IT IS FURTHER ORDERED that the United States Marshall Service shall not transport the defendant GEORGE WASHINGTON SIMS, III, and the material witness SHARLOTTE HOLLY, together and shall keep them separated while in the courthouse except when HOLLY is testifying during the deposition.

DATED: 8/24/2021

HONORABLE BRENDA WEKSLER
UNITED STATES MAGISTRATE JUDGE

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,
Plaintiff,
v.
GEORGE WASHINGTON SIMS,
Defendant.

No. **Order for Detainee Production –
CHARLOTTE HOLLY**
(U.S. Marshal number 52334-509)

Upon reading the petition of the United States Attorney for the District of Nevada, and good cause appearing therefore,

IT IS HEREBY ORDERED that the United States Marshall Service shall produce of the body of SHARLOTTE HOLLY, before the United States District Court at Las Vegas, Nevada, on September 7, 2021, at the hour of 9:00 a.m., in Courtroom 3B, for a Rule 15 deposition of a material witness, and any further proceedings and from time to time and day to day thereafter until excused by the said Court.

IT IS FURTHER ORDERED that the United States Marshall Service shall not transport the defendant GEORGE WASHINGTON SIMS, III, and the material witness SHARLOTTE HOLLY, together and shall keep them separated while in the courthouse except when HOLLY is testifying during the deposition.

DATED: 8/24/2021


HONORABLE BRENDA WEKSLER
UNITED STATES MAGISTRATE JUDGE